

MARTIN F. YAI SKY Application No. Not yet assigned Page 2

REMARKS:

Claims 1-33 are pending.

Amendment is made to delete the multiple dependency from claim 8, thereby avoiding the need to pay the multiple dependent surcharge.

Respectfully submitted,

Matthew E. Hinsch Reg. No. 47,651

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, 8th Floor San Francisco, California 94111-3834

Tel: (415) 576-0200 Fax: (415) 576-0300

MEH:tp



MARTIN F. YAI SKY Application No. Not yet assigned Page 3

MARKED-UP VERSION OF THE CHANGES TO THE CLAIMS

8. (amended) A tissue derived from the transgenic plant of [any of claims 1 to 7] claim 1.